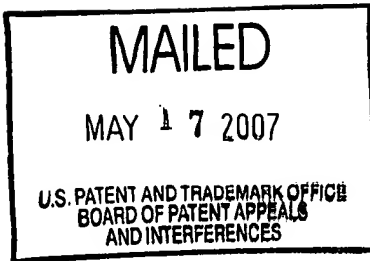


UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

---



---

Ex parte GLENN G. BINGHAM  
and  
EDWARD B. WARBURTON

---

Application 09/729,051

---

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

---

This application was received electronically at the Board of Patent Appeals and Interferences on March 10, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being electronically returned to the examiner. The matters requiring attention prior to docketing is identified below:

An examination of the Image File Wrapper (IFW) reveals that an Order Returning Undocketed Appeal to Examiner was mailed on

December 7, 2005, the Order request the Examiner to...:

6) for consideration of the IDS [Information Disclosure Statement] filed August 29, 2005 and appropriate notification to appellants regarding the Primary Examiner's decision; and

A review of the record reveals there is no indications that the Information Disclosure Statement filed August 29, 2005 has been considered.


Accordingly, it is

ORDERED that the application is returned to the examiner:

1) for consideration of the IDS filed August 29, 2005, and written notification to appellants regarding the Primary Examiner's decision; and

2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By:   
PATRICK J. NOLAN  
Deputy Chief Appeals Administrator  
(571) 272-9797

PJN/psb

Application 09/729,051

Alston & Bird LLP  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000